(34) (31) (20)

Nos. 04-1528, 04-1530, and 04-1697

In the

SUPREME COURT OF THE UNITED STATES

NEIL RANDALL, et al.,Petitioners
v.
WILLIAM H. SORRELL, et al., Respondents

VERMONT REPUBLICAN STATE COMM., et al., Petitioners
v.
WILLIAM H. SORRELL, et al., Respondents

WILLIAM H. SORRELL, et al., Petitioners
v.
NEIL RANDALL, et al., Respondents

On a Writ of Certiorari to the United States Court of Appeals for the Second Circuit

MOTION FOR LEAVE TO FILE BRIEF *AMICI CURIAE* OF NORMAN DORSEN, ARYEH NEIER, BURT NEUBORNE, JOHN SHATTUCK, HELEN HERSHKOFF AND CHARLES S. SIMS, AS FORMER OFFICIALS OF THE AMERICAN CIVIL LIBERTIES UNION, IN SUPPORT OF RESPONDENTS WILLIAM H. SORRELL, et al., OUT OF TIME

Burt Neuborne*
Norman Dorsen
David Gans
Vanderbilt Hall
40 Washington Square So.
New York City, New York 10012
(212) 998-6377

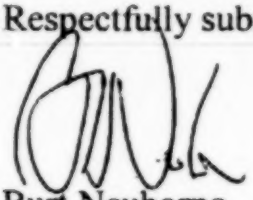
* *Counsel of Record*

BEST AVAILABLE COPY

MOTION FOR LEAVE TO FILE BRIEF *AMICUS CURIAE* OUT OF TIME

Movants hereby request leave to file the accompanying brief *amici curiae* out of time. Pursuant to the Court's scheduling order, the brief *amici curiae* should have been filed on or before February 8, 2006. *Amici* inadvertently understood the filing date to be February 10, 2006, and filed their brief with the consent of the parties out of time on that date.

Respectfully submitted,



Burt Neuborne
(Attorney of Record)
Norman Dorsen
David Gans
Vanderbilt Hall
40 Washington Square So
New York, New York 10012
(212) 998-6172